

REMARKS

Favorable reconsideration of the application as presently amended, and in view of the following remarks is respectfully requested.

Claims 1-9 are currently pending in the application. Claims 1, 2, 4, and 8 have been amended. No new matter has been added.

By way of summary, Claims 4 and 5 were objected to as containing informalities. Claims 1, 3, 4, and 7 were rejected under 35 U.S.C. § 102(b) as being anticipated by JP 63-72777. In addition, Claim 8 was rejected under 35 U.S.C. § 103 as being unpatentable over JP 63-72777. Claims 2, 5, and 6 have been indicated as allowable if rewritten in independent form. In addition, the Official Action (pg. 6) states that Claim 9 is tentatively considered allowable. This statement is not understood as Applicant is not aware of any PTO policy of tentatively allowing claims. Accordingly, since Claim 9 has not been rejected, Claim 9 is considered to be allowed.

Turning first to the objection to Claims 4 and 5. Claim 4 has been amended to change the “forcing member” to the “pressing portion.” In addition, in Claim 5, line 6, “the cartridge member” has been changed to “the cartridge body.” Accordingly, Applicant requests that the objection to Claims 4 and 5 be withdrawn.

Turning next to the rejection of Claims 1, 3, 4, and 7 under 35 U.S.C. § 102(b) as being anticipated by JP 63-72777, Applicant notes at the outset that a translation of the Japanese document has not been provided by the Patent and Trademark Office, along with an Official Action. If the rejection is repeated, it is requested that a copy of the translation be provided; see MPEP § 706.02.

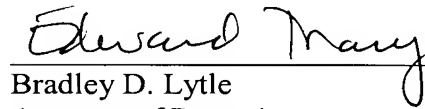
Applicant would like to thank the Examiner for the indication of allowable subject matter with respect to Claims 2, 5, 6 and 9. In addition, Applicant has amended Claim 1 to recite a coupling arm extending from one side of the shutter member and that the elastic

moving piece extends along the coupling arm. These limitations have been taken out of Claim 2, which was objected to in the Official Action. The same changes have been made to independent Claim 8.

From review of the figures of Japan reference JP 63-72777, Applicant finds no corresponding structure for the limitations newly added to independent claims 1 and 8. Accordingly, Applicant believes that each of the Claims 1-9 is now in condition for allowance, and early indication to that effect is respectfully requested.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,
MAIER & NEUSTADT, P.C.



Bradley D. Lytle
Attorney of Record
Registration No. 40,073

Customer Number
22850

Tel: (703) 413-3000
Fax: (703) 413 -2220
(OSMMN 08/07)

Edward W. Tracy
Registration No. 47,998